

1 MELINDA HAAG (CABN 132612)
United States Attorney

2 ALEX G. TSE (CABN 152348)
3 Chief, Civil Division

4 REBECCA A. FALK (CSBN 226798)
5 Assistant United States Attorney

6 450 Golden Gate Avenue, Box 36055
7 San Francisco, California 94102-3495
Telephone: (415) 436-7022
FAX: (415) 436-6740
rebecca.falk@usdoj.gov

8 Attorneys for Defendant

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 SAN FRANCISCO DIVISION

12
13 WELLBORN FREEMAN,) CASE NO 13-02421 WHO
14 Plaintiff,)
15 v.) JOINT STIPULATION AND
16 UNITED STATES and DOES 1-10.) ORDER CONTINUING
17 Defendant.) CASE MANAGEMENT CONFERENCE
18
19
20
21
22
23
24
25
26
27
28

STIPULATION

Subject to the approval of the Court, Plaintiff *pro se* Wellborn Freeman ("Plaintiff") and Federal Defendant United States of America, by and through its counsel of record, hereby stipulate and agree as follows:

1. Plaintiff filed the Complaint in this action on May 29, 2013. Dkt. No. 1.

2. In response to Plaintiff's Complaint, Defendant has filed with this Court a Motion to Dismiss. Dkt. No. 5.

3. Plaintiff declined to proceed before a United States Magistrate Judge and this matter was reassigned to the Honorable William H. Orrick. Docket No. 10, 12.

4. This Court scheduled a Case Management Conference for September 3, 2013. Dkt. No.

13.

5. Plaintiff requested and this Court granted an extension of time to oppose Defendant's Motion To Dismiss until September 30, 2013. The hearing for the Motion to Dismiss is set for October 30, 2013. Dkt. No. 18.

6. The parties hereby respectfully request that the Initial Case Management Conference and all related deadlines in this matter, including those related to the ADR process and Rule 26(f) report, be vacated or continued until November 5, 2013, after the hearing on Defendants' Motion to Dismiss, or as soon thereafter as is convenient for the Court.

IT IS SO STIPULATED.

Dated: August 19, 2013

Respectfully Submitted,

MELINDA HAAG
United States Attorney

/s/ Rebecca A. Falk
REBECCA A. FALK
Assistant United States Attorney

Dated: August 19 2013

Respectfully Submitted,

Welborn Freeman
Plaintiff, *pro se*

ORDER

Pursuant to the stipulation by the parties, and good cause having been shown, it is hereby ordered that the Case Management Conference scheduled for September 3, 2013 will be continued until November 5, 2013 or as soon thereafter as is convenient for the Court.

IT IS SO ORDERED.

DATED: August 26, 2013

K. H. De

**HONORABLE WILLIAM H. ORRICK
UNITED STATES DISTRICT JUDGE**